

**DEFAULT O/E JAD**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:	:	Bankruptcy No. 13-24858-JAD
Ronald P. Boyce and	:	
Mary B. Boyce,	:	Chapter No. 13
Debtors	:	
	:	
Paul W. McElrath, Esquire /	:	Related to Docket No. 88
McElrath Legal Holdings, LLC,	:	
Applicant	:	
vs.	:	Hearing Date and Time:
	:	January 11, 2017 at 10:00 AM
Ronda J. Winnecour, Esquire,	:	
Chapter 13 Trustee,	:	
Respondent	:	

**ORDER**

This matter is before the Court upon the *Application for Compensation* [Docket No. 88] (the "Application") filed by Paul W. McElrath, Esquire of McElrath Legal Holdings, LLC. Upon review of the *Application* and finding that no timely responses or objections were filed, it is hereby **ORDERED, ADJUDGED, and DECREED** that:

1. The *Application* is granted in the amount of \$5,710.25 for fees and expenses incurred during the period of November 10, 2013 through November 30, 2016 (inclusive of projected time to close the case), consisting of fees in the amount of \$5,310.00, and expenses in the amount of \$400.25.
2. The Debtors previously paid counsel an expense retainer of \$500 from which out-of-pocket expenses could be paid during the case. The residual balance of the expense retainer is \$99.75.
3. Previously, counsel was paid the "no look" fee of \$4,000 for services rendered in the case. A portion of the "no look" fee was paid by the Debtor as a prepetition retainer in the amount of \$500, while the remaining balance of \$3,500 is to be paid by the chapter 13 trustee through the Debtors' confirmed plan.

4. Additional legal fees in excess of the “no look” fee for compensation remain due and owing to McElrath Legal Holdings, LLC in the amount of \$1,310.00. The remaining balance shall be paid as follows:

- a. Fees in the amount of \$1,200 shall be paid by the chapter 13 trustee to the extent such fees are provided for in the Debtors’ confirmed chapter 13 plan;
- b. Fees in the amount of \$99.75 shall be considered paid by applying the unused portion of the expense retainer against the legal fees allowed herein; and
- c. Fees in the amount of \$10.25 are voluntarily waived and/or deferred by the Applicant pursuant to the statements made in the *Application*.

5. The additional fees authorized by this *Order* may be paid through the Debtors’ chapter 13 plan provided that the Debtors amend their plan within 14 days of the date of this *Order* to increase the plan payment by an amount sufficient to provide for the increased fees. The fees shall be paid from the Debtors’ resources without decreasing the percentage or amount to be paid to other creditors through the plan.

BY THE COURT.

12-27-2016



Jeffery A. Deller,  
Chief Bankruptcy Judge

CASE ADMINISTRATOR SHALL SERVE:  
Paul W. McElrath, Jr., Esquire

FILED  
12/27/16 8:13 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

**Certificate of Notice Page 3 of 3**  
United States Bankruptcy Court  
Western District of Pennsylvania

In re:  
Ronald P. Boyce  
Mary B. Boyce  
Debtors

Case No. 13-24858-JAD  
Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: gamr  
Form ID: pdf900

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Dec 27, 2016

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 29, 2016.

db/jdb +Ronald P. Boyce, Mary B. Boyce, 5822 Route 982, New Derry, PA 15671-1006

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Dec 29, 2016

Signature: /s/Joseph Speetjens

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**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 27, 2016 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor JPMORGAN CHASE BANK, N.A. agornall@goldbecklaw.com,  
bkgroup@goldbecklaw.com/bkgroup@kmlawgroup.com  
James Warmbrodt on behalf of Creditor JPMORGAN CHASE BANK, N.A. bkgroup@kmlawgroup.com  
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov  
Paul W. McElrath, Jr. on behalf of Debtor Ronald P. Boyce ecf@mcelrathlaw.com,  
donotemail.ecfbackuponly@gmail.com  
Paul W. McElrath, Jr. on behalf of Joint Debtor Mary B. Boyce ecf@mcelrathlaw.com,  
donotemail.ecfbackuponly@gmail.com  
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 6